

01-07-02

A

Please type plus sign inside this box + PTO/SB/05(03/01) Approved for use through 10/31/2002 OMB 0651-0032 +

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	28809.0002
First Inventor	Fenwick et al.
Title	Large Offset Lattice Fence
Express Mail Label No.	EF380105694US

 JC978 U.S. PTO
10/03/02

01/04/02

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

 ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See CFR 1.27.
3. ☒ Specification [Total Pages / 10]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R&D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 USC 113) [Total Sheets / 2]
5. ☒ Oath or Declaration [Total Pages / 3]
 - a. ☒ Newly executed (original or copy)
 - b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449 Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent
17. ☒ Other: Checks for \$370.00 and \$40.00

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of the prior application No. /

Prior application information Examiner: Group/Art Unit:

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) OR ☒ Correspondence address below

NAME Kevin D. McCarthy

Hodgson Russ LLP

ADDRESS One M&T Plaza, Suite 2000

CITY Buffalo STATE New York ZIP CODE 14203-2391

COUNTRY United States of America TELEPHONE (716) 856-4000 FAX (716) 849-0349

Name (Print/Type) Kevin D. McCarthy Registration No. (Attorney/Agent) 35,278

Signature Date January 4, 2002

"Express Mail" Mailing Label Number EF380105694US

Date of Deposit January 4, 2002

I hereby Certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Barbara Haggerty

Name

Signature

BFLODOCS 642054

FEE TRANSMITTAL for FY 2002

Patent Fees are subject to annual revision.

Application Number

Filing Date

January 4, 2002

First Named Inventor

Fenwick et al.

Examiner Name

Group/Art Unit

TOTAL AMOUNT OF PAYMENT

(\$410.00)

Attorney Docket Number

28809.0002

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

3. ADDITIONAL FEES

Deposit Account Number: 08-2442
Deposit Account Name:
Hodgson Russ LLP

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	\$
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	\$
139	130	139	130	Non-English specification	\$
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	\$
112	920*	112	920*	Requesting Publication of SIR prior to Examiner Action	\$
113	1,840*	113	1,840*	Requesting Publication of SIR after Examiner Action	\$
115	110	215	55	Extension for reply within first month	\$
116	400	216	200	Extension for reply within second month	\$
117	920	217	460	Extension for reply within third month	\$
118	1,440	218	720	Extension for reply within fourth month	\$
128	1,960	228	980	Extension for reply within fifth month	\$
119	320	219	160	Notice of Appeal	\$
120	320	220	160	Filing a brief in support of an appeal	\$
121	280	221	140	Request for oral hearing	\$
138	1,510	138	1,510	Petition to institute a public use proceeding	\$
140	110	240	55	Petition to revive - unavoidable	\$
141	1,280	241	640	Petition to revive - unintentional	\$
142	1,280	242	640	10 advance copies Utility issue fee (or reissue)	\$
143	460	243	230	Design issue fee	\$
144	620	244	310	Plant issue fee	\$
122	130	122	130	Petitions to the Commissioner	\$
123	50	123	50	Processing fee under 37 CFR 1.17(q)	\$
126	180	126	180	Submission of Information Disclosure Statement	\$
581	40	581	40	Recording each patent assignment per property (times number of properties)	\$40
146	740	246	370	Filing a submission after final rejection(37 CFR 1.129(a))	\$
149	740	249	370	For each add'l invention to be examined(37 CFR 1.129(b))	\$
179	740	279	370	Request For Continued Examination (RCE)	\$
169	900	169	900	Request for Expedited Examination of a design appln.	\$
				SUBTOTAL (3)	\$40

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☒ Applicant claims small entity status. See 37 CFR 1.27.

2. ☒ Payment Enclosed:

☒ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Fee Fee Fee

Code (\$ Code (\$ Fee Description Fee Paid

101 240 201 370 Utility filing fee \$370

106 330 206 165 Design filing fee \$

107 510 207 255 Plant filing fee \$

108 740 208 370 Reissue filing fee \$

114 400 214 80 Provisional filing fee \$

SUBTOTAL (1)

2. EXTRA CLAIM FEES Extra Fee from Claims below Fee Paid

Total Claims / 16 / -20** = / 0 / x / 9 / = \$0

Independent Claims / 2 / - 3** = / 0 / x / 42 / = \$0

Multiple dependent / / x / / = \$

Large Entity Small Entity Fee Fee Fee Fee

Code (\$ Code (\$ Fee Description Fee Paid

103 18 203 9 Claims in excess of 20 141 1,280 241 640

102 84 202 42 Independent claims in excess of 3 144 620 244 310

104 280 204 140 Multiple dependent claim if not paid 122 130 122 130

109 84 209 42 **Reissue independent claims over original patent 123 50 123 50

110 18 210 9 **Reissue claims in excess of 20 and over original patent 126 180 126 180

SUBTOTAL (2)

SIGNATURE:  146 740 246 370

Kevin D. McCarthy Reg. No. 35,278 149 740 249 370

DATE: January 4, 2002 Telephone: (716) 848-1622 179 740 279 370

"Express Mail" Mailing Label Number: EF380105694US 169 900 169 900

Date of Deposit: January 4, 2002

*Reduced by basic filing fee paid

SUBTOTAL (3)

\$40

I hereby Certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, Washington, D.C. 20231

Barbara Haggerty
Name


Signature

January 4, 2002
Date of Signature

642049